



07-31-02

COP/16-12

CASE 4-31360A

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EL820010352US
Express Mail Label Number

July 30, 2002
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF
LABOW ET AL.

Art Unit: 1642

Examiner: Holleran, Anne L.

APPLICATION NO: 09/813,492

FILED: MARCH 21, 2001

FOR: MAMMARY GLAND CHEMOKINE

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

AUG 05 2002

TECH CENTER 1600 2900

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In the Office Action dated July 5, 2002, restriction was required between the following groups of claims:

- I. Claims 1 and 2, drawn to methods for detecting a tumor comprising applying a polynucleotide probe to a sample, classified in class 435, subclass 6.
- II. Claims 3 and 4, drawn to methods for regulating a tumor or an adverse bodily reaction, classified in class 514, subclass 2.

III. Claim 5, drawn to methods for detecting a tumor comprising applying an antibody to a sample, classified in class 435, subclass 7.1.

In response to the restriction requirement of record, Applicants hereby elect Group I, claims 1 and 2 without traverse.

Respectfully submitted,

Novartis Corporation
Patent and Trademark Dept.
564 Morris Avenue
Summit, NJ 07901-1027
(908) 522-6807



Diane Tso
Attorney for Applicants
Reg. No. 46,012

Date: July 30, 2002